

**Introduced by Senator McClintock**

February 19, 2002

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An act to amend Section 17021 of, and to add Section 11454.1 to, the Welfare and Institutions Code, relating to public social services.

LEGISLATIVE COUNSEL'S DIGEST

SB 1486, as introduced, McClintock. CalWORKs recipients: benefits limitation.

Existing law provides for the California Work Opportunity and Responsibility to Kids (CalWORKs) program and other social services programs, under which each county provides cash assistance and other benefits to qualified low-income families and individuals.

Under existing law, after a participant has received aid for a total of 60 months he or she shall be removed from the assistance unit for the purposes of calculation of CalWORKs benefits, except under specified circumstances.

This bill would specify that no person who has received aid under the CalWORKs program for a cumulative total of 60 months and who is not disabled shall be eligible to receive any aid, service, or other benefit by any program that is administered or funded by the state on the basis of his or her prior participation in the CalWORKs program.

Existing law requires each county to provide aid to its indigent population not supported by other means, and those county programs are commonly referred to as general assistance programs.

Existing law provides that any individual who is not eligible for aid under the CalWORKs program as a result of the 60-month limitation shall not be eligible for aid or assistance under this part until all of the children of the individual on whose behalf aid was received, whether or not currently living in the home with the individual, are 18 years of

age or older, and would also include health services within that limitation.

This bill would, instead, make those individuals ineligible for those county aid and health care benefits indefinitely, unless those individuals are disabled and are unable to become employed due to that disability and meets all the other requirements for eligibility for aid and health care under the county general assistance program.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 11454.1 is added to the Welfare and  
2 Institutions Code, to read:

3 11454.1. Notwithstanding any other provision of law, no  
4 person who has received aid under this chapter for a cumulative  
5 total of 60 months and is ineligible to receive further aid pursuant  
6 to subdivision (b) of Section 11454 and who is not disabled, as  
7 defined for purposes of Title XVI of the federal Social Security  
8 Act, 42 U.S.C. Section 1381 and following, shall be eligible to  
9 receive any aid, service, or other benefit by any program of aid  
10 administered or funded by the state or the counties on the basis of  
11 his or her prior participation in the CalWORKs program.

12 SEC. 2. Section 17021 of the Welfare and Institutions Code  
13 is amended to read:

14 17021. (a) Any individual who is not eligible for aid under  
15 Chapter 2 (commencing with Section 11200) of Part 3 as a result  
16 of the 60-month limitation specified in subdivision (b) of Section  
17 11454 shall not be eligible for aid or assistance, *including health*  
18 *care*, under this part ~~until all of the children of the individual on~~  
19 ~~whose behalf aid was received, whether or not currently living in~~  
20 ~~the home with the individual, are 18 years of age or older unless~~  
21 *he or she is disabled and is unable to become employed due to that*  
22 *disability and he or she meets all the other requirements for*  
23 *eligibility for aid and health care under this part.*

24 (b) Any individual who is receiving aid under Chapter 2  
25 (commencing with Section 11200) of Part 3 on behalf of an  
26 eligible child, but who is either ineligible for aid or whose needs  
27 are not otherwise taken into account in determining the amount of  
28 aid to the family pursuant to Section 11450 due to the imposition

- 1 of a sanction or penalty, shall not be eligible for aid or assistance
- 2 under this part.
- 3 (c) ~~This section~~ *Subdivision (b)* shall not apply to health care
- 4 benefits provided under this part.

